

County/District Court  
City and County of Denver, Colorado

THE PEOPLE OF THE STATE OF COLORADO

Offense Case No. 2013-5000599



## AFFIDAVIT AND APPLICATION FOR ARREST WARRANT AND THE ARREST WARRANT FOR THE PERSON(S) OF:

**Franklin Glenn Sain (10/27/1970)**, a white male 6'4", 275 lbs, blond hair, blue eyes,  
For: Attempt to influence a public servant, C.R.S. 18-8-306, Class 4 Felony and  
Harassment, C.R.S. 18-9-111 (1) (e), Class 3 misdemeanor

I, Detective Michael Takamoto (99020), the Affiant, state under oath that the facts known to the Affiant which establish probable cause to believe that a criminal offense was committed, and that the offense was committed by the above named person, are the following:

On 02/18/13, Your Affiant received notice that Colorado State Representative Rhonda Fields had been receiving harassing emails at the Colorado State Capitol, which is located at 200 E. Colfax Ave, in the City and County of Denver, State of Colorado. Your Affiant contacted Representative Rhonda Field's Legislative Aide, Elle Brown, who advised that since February 13, 2013, Representative Fields had received six harassing emails from the email address coffeecountyboy@hotmail.com. The emails expressed an opposition to Representative Field's gun legislation, using offensive language that included, but was not limited to, repeatedly referring to Representative Fields as "n\_\_\_\_", "e\_\_\_\_", and "whore". Elle Brown told Your Affiant that Representative Fields received the emails at the Colorado State Capitol. Representative Fields received some of the emails on her iPad, while she was on the floor of the Colorado House of Representatives during a House session. The six emails from coffeecountyboy@hotmail.com were simultaneously sent to Representative Field's email accounts rhonda.fields.house@state.co.us and rhonda@rhondafields.com. Elle Brown forwarded the following six emails to Your Affiant:

1	<p>From: B K &lt;<u>coffeecountyboy@hotmail.com</u>&gt; Date: Wed, Feb 13, 2013 at 10:08 AM Subject: GUN CONTROL To: <u>rhonda@rhondafields.com</u>, <u>rhonda.fields.house@state.co.us</u></p>
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THANKS N\_\_\_\_ C\_\_\_\_ T! You really think passing any more laws will stop gun violence? You and that other N\_\_\_\_ OBAMA are living in fanatasy land. Chicago and DC have the most strict gun laws in the nation and more people die from gun violence than anywhere. You f\_\_\_\_ c\_\_\_\_ are pathetic excuse for civil servants. Hell, n\_\_\_\_ love shooting themselves with GATS, isn't that what your people call it. What you have done here is creater criminals out of law abiding citizens, and put yourself out of a job. You politicians have no idea what you are even doing anyway, do you know how long it takes someone to change a magazine, less than a second, so what if someone with expereince decides to flip out and bring their gun in with 5 or so 10 round magazines, they can do the same amount of damage. Limiting magazine sizes is stupidity, and will not work. I for one have 100+

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	<p>30 rounds mags and 150 round drums. I will never give those up, and I am far from being some whack job. What I am is pissed off at c. n. who know nothing about what they are doing and knee jerk react rather than look for a solution to fix the problem and enforce existing laws. We will all work very hard to ensure there is no job for you 2014. We will make it our mission to ensure each Democrat who supports this law is also out of a job.</p>
2	<p>From: B K &lt;coffeecountyboy@hotmail.com&gt;  Date: Wed, Feb 13, 2013 at 5:00 PM  Subject: GUN CONFICASTION, REALLY C. N.?  To: rhonda.fields.house@state.co.us, rhonda@rhondafields.com</p> <p>Do you actually think that Americans will put up with this....I gurantee there is not enough law enforcement, or military to stop an all out overthrow of this government if you or that N. President tries to take our guns....Guarantee we will make World War I and II look like childs play, many will die....be prepared....</p>
3	<p>From: B K &lt;coffeecountyboy@hotmail.com&gt;  Date: Thu, Feb 14, 2013 at 4:03 PM  Subject: C. N. BAG GUN CONTROLLER WHORE  To: rhonda.fields.house@state.co.us, rhonda@rhondafields.com</p>
4	<p>From: B K &lt;coffeecountyboy@hotmail.com&gt;  Date: Thu, Feb 14, 2013 at 4:57 PM  Subject: C. N.  To: rhonda.fields.house@state.co.us, rhonda@rhondafields.com</p> <p>I ordered a ton of new 30 round magazines today C. N. BAG....go f. yourself and your new law....we wont abide by it....C. N.</p>
5	<p>From: B K &lt;coffeecountyboy@hotmail.com&gt;  Date: Fri, Feb 15, 2013 at 2:53 PM  Subject: GUN CONTROL N. WHORE  To: rhonda@rhondafields.com, rhonda.fields.house@state.co.us</p> <p>GUN CONTROL WONT STOP THE VIOLENCE....N.</p>
6	<p>From: B K &lt;coffeecountyboy@hotmail.com&gt;  Date: Fri, Feb 15, 2013 at 5:15 PM  Subject: HEY N. C.</p>

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To: rhonda.fields.house@state.co.us, rhonda@rhondafIELDS.com

Watching you live, you are a pathetic N. [REDACTED] C. [REDACTED] along with MCANN, two c. [REDACTED] who are way overdue a good f. [REDACTED]...and hopefully somebody Gifords both of your asses with a gun.....you are both pieces of monkey sh. [REDACTED] who have no right or reason to be in the position you are....f. [REDACTED] off c. [REDACTED].....

On 02/19/13, Your Affiant called Representative Fields Office and spoke to Laura Carr, who is an intern working in Representative Fields Office. Laura Carr stated that she was checking Representative Field's voice mail messages on the morning of 02/19/13, and she found a voice mail message from a male subject who left a voice mail message stating, "Gun controlling n. [REDACTED] c. [REDACTED]." The message was left on Representative Field's office phone, 303-866-3911, on 02/18/2013 at 1733 hours. Representative Field's office is located at 200 E. Colfax Ave, Room 317, in the City and County of Denver.

On 02/19/13 at approximately 1235 hours, Your Affiant met with Laura Carr at Representative Field's Office. Laura Carr accessed Representative Field's voice mail for her office telephone 303-866-3911. Your Affiant listened to and recorded the voice mail message, which stated, "Gun controlling n. [REDACTED] c. [REDACTED]"

On 2/19/13 at approximately 1300 hours, Your Affiant contacted Colorado Legislative Council Information Technology Senior IT Manager Manish Jani. Manish Jani advised Your Affiant that emails that come into Colorado House members at the email addresses (Representative's name).house@state.co.us are managed by Colorado Legislative Council Information Technology. The email address containing house@state.co.us are redirected by their IT department to private email addresses for each of the House members. No emails are stored on the Colorado Legislative Council Information Technology system. Manish Jani advised that emails that are sent to rhonda.fields.house@state.co.us are redirected by the Legislative Council's IT department to rhonda@rhondafIELDS.com.

On 2/19/13 at approximately 1330 hours, Your Affiant contacted the Governor's Office of Information Technology, which is responsible for the telephone system at the Colorado State Capitol, and spoke to Aminah Patterson. Your Affiant requested a log of the incoming telephone calls to 303-866-[REDACTED] on 02/18/2013 between 1700 and 1800 hours. Aminah Patterson provided Your Affiant with the call records for 303-866-[REDACTED] for the date of 02/18/13 between the hours of 17:00:00 and 23:59:59 hours. The call records showed an incoming phone call from 719-440-[REDACTED] on 02/18/13 at 17:32:42 and lasted for 18 seconds. Your Affiant conducted a search through the Accurint database for the telephone number 719-440-[REDACTED], which showed that the telephone number was associated with Franklin Sain (10/27/70) with an address of [REDACTED], Colorado Springs, CO. Your Affiant conducted a search through NCIC/CCIC and located a Colorado license for Franklin Glenn Sain (10/27/70), with an address of [REDACTED] in Colorado Springs. Your Affiant conducted a search through Google for Franklin Sain, and located Franklin Sain's LinkedIn profile, which showed that Franklin Sain was the Chief Operating Officer at Softcc Solutions in Englewood

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Colorado. Your Affiant observed that Franklin Sain's LinkedIn profile photograph appeared to match Franklin Sain's Colorado driver license photograph. Your Affiant located Softec Solutions internet page at <http://www.softecinc.com/contact.html>, and observed that the business address was 384 Inverness Parkway, Suite 211, Englewood, CO.

On 02/19/13 at approximately 1540 hours, Your Affiant and Detective William Csikos went to 384 Inverness Parkway, Suite 211, Englewood, CO. Your Affiant contacted the receptionist at the front desk of Softec Solutions, and requested to speak with Franklin Sain. Your Affiant identified himself to the receptionist as a Denver Police Department Detective. The receptionist called Franklin Sain and told him that Detectives from the Denver Police Department were at the front desk to see him. Franklin Sain met Your Affiant and Detective William Csikos at the receptionist desk and immediately invited both Detectives to his office. Franklin Sain invited both Detectives to sit at a table located in Sain's office. The interview with Franklin Sain is summarized below:

Your Affiant told Sain that he (Det. Takamoto) was following up on a case. Your Affiant asked Sain if he was familiar with Colorado House Representative Fields, and Sain stated, "I am". Your Affiant asked Sain if he called her, and Sain stated, "I did call her. I guess probably out of anger more than anything. But I didn't threaten her or anything." Your Affiant asked Sain if he sent her (Representative Fields) emails. Sain stated he had to think. Sain stated, "I sent a lot of emails over the weekend to congress, but I usually attach my name to these things." Your Affiant asked Sain if he used the name Coffee Country Boy, and Sain stated no. (Your Affiant inadvertently stated Coffee Country Boy, however, a subsequent review of the interview, Your Affiant realized that he had intended to ask Sain if he used the name Coffee County Boy.) Sain stated that he could not remember who he had sent emails to, expressing that he felt it was a dumb law. Sain stated he used their (congress's) website to send email messages, and they were not sent from his own email account. Your Affiant stated to Sain that Ms Fields received six emails using language of...(paused while looking at notes). Sain stated, "I used a term I probably shouldn't have. I will send her or call her and apologize." Your Affiant asked Sain what word he used that he shouldn't have, and Sain stated that he called her a "c\*\*\*" on the phone. Sain stated that he has two or three email addresses at home and he would have to look to see what they are. Sain stated that he never sends the emails from work. Sain stated that when he got home, he would check his email address and call Your Affiant to let him know what the email addresses were. Sain told Your Affiant that he only called Ms. Fields once, and it was from his cell phone 719-440-████. Sain stated that he made the call on 02/18/13 at 5:33 p.m.. Franklin Sain advised that his home address is ██████████ in Colorado Springs.

Your Affiant observed that Franklin Sain (10/27/70) matched the photograph of his Colorado driver license, number ██████████.

On 02/19/13 at approximately 2015 hours, Your Affiant spoke to Representative Rhonda Fields. Representative Fields told Your Affiant that she was very disturbed and shocked by the emails. Representative Fields told Your Affiant that she wished to pursue charges because she believes the words used in the email messages were so disturbing.

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02/19/13 at 2038 hours, Franklin Sain called Your Affiant's cell phone, 720-490-1[REDACTED] and left a voice mail message. Franklin Sain's voice mail message is summarized as follows:

Franklin Sain stated that he does use the email address coffeeecountyboy@hotmail.com. Franklin Sain stated that he did send Representative Fields emails from the email account and he did call her. Sain stated that the last email that he sent to Representative Fields was on Friday (2/15/13). Sain stated, "I did not make any threats in my emails. I know emails are traceable and I wouldn't have done that.... I'm just voicing some frustrations about a topic I consider sacred, especially after wearing a uniform and fighting for this country. When you have media pushing blame on gun owners, that just brings my emotions out." Franklin Sain requested Your Affiant to call him back at 719-440-[REDACTED]

On 02/19/13 at approximately 2100 hours, Your Affiant called Franklin Sain at 719-440-[REDACTED]. Franklin Sain repeatedly apologized and stated, "That's just not me. I'm a professional and I don't talk or act like that." Your Affiant asked Franklin Sain if anyone else used the email address coffeeecountyboy@hotmail.com, and Sain stated no. Your Affiant asked Franklin Sain how many email messages he sent to Representative Fields from the email address, and Sain estimated he sent between five to eight emails. Sain stated that he sent all of the emails from his iPad, and he sent some of the emails while he was watching Representative Fields on TV. Sain stated, "I don't use words like that." Your Affiant asked Sain what specific words he was referring to, and Sain stated, "C[REDACTED] and other racist names. I don't use that word when I talk. I'm not a racist. Those emails are not who I am." Sain asked what was going to happen, and Your Affiant told Sain that Your Affiant would call him (Sain) back in the morning (02/20/13).

On 02/21/13 at approximately 1100 hours, Your Affiant received a telephone call from Laura Carr, who is an intern working in Representative Field's Office at 200 E. Colfax Ave, Room 317, Denver, Colorado. Laura Carr told Your Affiant that she was opening Representative Field's mail and discovered a threatening letter addressed to Rhonda Fields at 200 E Colfax, Denver, CO 80203.

On 02/21/13 at approximately 1120 hours, Your Affiant met Laura Carr at Representative Fields Office. Laura Carr showed Your Affiant the letter, which stated the following in the following format:

Rhonda Fields  
N[REDACTED] C[REDACTED]  
Mother of [REDACTED]  
Death to Both

All N[REDACTED] Back to Africa  
F[REDACTED] you  
F[REDACTED] Your Laws  
I Keep my 30 Round Magazines  
There Will Be Blood!  
I'm Coming For You, N[REDACTED] B[REDACTED]

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The envelope that contained the letter did not have a return address and was post marked on 02/16/13 in Denver, Colorado.

On 02/21/13 at approximately 1135 hours, Your Affiant met with Representative Fields, who reviewed the letter. Representative Fields confirmed that the address [REDACTED] is her home address and [REDACTED] is her daughter. Representative Fields stated that she felt that the letter was "frightening" and she was in fear for her safety and her daughter's safety. Representative Fields stated that she has a town hall meeting tonight (02/21/13). Representative Fields told Your Affiant that because of the emails and the letter, she is worried about her safety and she may not attend the town hall meeting.

On 02/21/13 at approximately 1740 hours, Your Affiant spoke to Representative Fields on the telephone. Representative Fields told Your Affiant that she is currently in her second term as a Representative, and in three years as a Representative, she has never previously received any emails or any other communications referring to her as a "n[REDACTED]", until she started receiving the string of emails from coffeecountyboy@hotmail.com last week. Representative Fields stated that she has never previously received such offensive communications of any type from anyone else. Representative Fields stated that she is not attending the town hall meeting tonight (02/21/13) because she is concerned about her safety and she does not want to jeopardize the safety of others by attending the meeting.

The voice mail message and the email messages that Franklin Sain admitted to sending to Representative Fields used the words "n[REDACTED] c[REDACTED]". The above quoted letter received by Representative Fields office on 02/21/13, also used the phrase "n[REDACTED] c[REDACTED]". The email sent from Franklin Sain to Representative Fields on 02/14/13, stated, "I ordered a ton of new 30 round magazines today C[REDACTED] BAG.....go f[REDACTED] yourself and your new law....we wont abide by it....C[REDACTED] N[REDACTED]." The above quoted letter received by Representative Fields office on 02/21/13, also uses the similar phrases, "F[REDACTED] you, F[REDACTED] your laws, I keep my 30 round magazines." The above quoted letter was post marked 02/16/13, which was during the same time period that Franklin Sain was sending the above listed emails to Representative Fields. Based on the fact that Representative Fields has never previously received any other communications using the aforementioned phrases used by Franklin Sain in his emails and voice mail message, and the fact that the above quoted letter was mailed to Representative Fields during the same time period Franklin Sain was sending the emails to Representative Fields, your Affiant believes that the above quoted letter received by Representative Fields on 02/21/13, was authored by Franklin Sain(10/27/70).

Based on the above stated evidence, your Affiant request an arrest warrant for Franklin Glenn Sain (10/27/1970) for the charges of Attempt to influence a public servant, C.R.S. 18-8-306, Class 4 Felony and Harassment, C.R.S. 18-9-111 (1) (e), Class 3 misdemeanor.